

**Introduced by Senator Migden**

February 17, 2005

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An act to amend Section 11403.4 of, and to add Section 11403.5 to, the Welfare and Institutions Code, relating to foster care.

**LEGISLATIVE COUNSEL'S DIGEST**

SB 436, as introduced, Migden. Foster care: transitional housing.

Existing law provides that a person less than 21 years of age who has emancipated from a county that has elected to participate in a transitional housing placement program for youths between 18 and 21 years of age who meet certain conditions, shall also be eligible for a county transitional housing placement program that provides supervised housing services.

Existing law establishes the Transitional Housing for Foster Youth Fund, which is continuously appropriated for purposes of paying the state share of the cost relating to transitional housing services for eligible emancipated foster youth.

This bill would require the State Department of Social Services to issue an all-county directive that outlines the process by which a county may obtain access to moneys from the Transitional Housing for Foster Youth Fund. The bill would also require a county that provides transitional housing placement services to eligible youth to set aside 5% of available units in the county for pregnant or parenting emancipated foster youth, or the percentage of units that reflects the demonstrated percentage of eligible pregnant or parenting emancipated foster youth, whichever is less.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. Section 11403.4 of the Welfare and Institutions Code is amended to read:

11403.4. (a) The Transitional Housing for Foster Youth Fund is hereby created in the State Treasury for the purposes specified in this section.

(b) Except as otherwise limited by this section, the fund shall consist of all of the following:

(1) All public moneys transferred into the fund.

(2) Any interest that accrues on amounts in the fund.

(c) All moneys in the fund shall be used for the purpose of costs incurred pursuant to paragraph (2) of subdivision (b) or subparagraph (B) of paragraph (1) of subdivision (c) of Section 11403.3.

(d) Notwithstanding Section 13340 of the Government Code, moneys in the fund are continuously appropriated, without regard to fiscal years, for the purposes specified in subdivision (c).

*(e) The department shall issue an all-county directive that clearly outlines the process by which a county may access moneys in the fund.*

SEC. 2. Section 11403.5 is added to the Welfare and Institutions Code, to read:

11403.5. A county that provides transitional housing placement services to eligible youth pursuant to paragraph (2) of subdivision (a) of Section 11403.2 shall set aside 5 percent of available units in the county for pregnant or parenting emancipated foster youth, or the percentage of units that reflects the demonstrated percentage of eligible pregnant or parenting emancipated foster youth, whichever is less.